

JUL 05 2007

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TELEPHONE: (303) 740-1980

**INTELLECTUAL PROPERTY LAW**  
1279 OAKMEAD PARKWAY  
SUNNYVALE, CA 94085-4040

FACSIMILE: (303) 740-6962

# FACSIMILE COVER SHEET

Deliver to: Cho, Hong Sol, USPTO

Art Group: \_\_\_\_\_ 2616 \_\_\_\_\_

**Facsimile No.: (571) 273-8300**

Date: July 5, 2007

From: Mark L. Watson, Reg. No. 46,322.

**Our Docket No.: 42P16159**

Number of pages 17, including this sheet.

Application No.: 10/646,958

Filing Date: 8/21/2003

Docket Due Date(s): 7/19/2007

**Enclosed are the following documents:**

<input checked="" type="checkbox"/> Amendment: _____ Response _____ (.11pgs)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief (____pgs)	<input type="checkbox"/> Notice of Appeal (in duplicate)
<input type="checkbox"/> Application: _____ (____pgs) w/cover & abstract)	<input type="checkbox"/> Petition for: _____
<input type="checkbox"/> Assignment & Cover Sheet (____pgs)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input checked="" type="checkbox"/> Certificate of Facsimile_____	<input type="checkbox"/> Reply Brief (____pgs)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Declaration & POA (____pgs)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input checked="" type="checkbox"/> Drawings: <u>  3  </u> sheets, <u>  3  </u> figures	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Extension of Time: _____	<input type="checkbox"/> Response to Written Opinion (____pgs)
<input checked="" type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Terminal Disclaimer
<input type="checkbox"/> IDS & PTO/SB/08 (____pgs)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> Other: _____	<input type="checkbox"/> Transmittal Letter

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

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Shannon Serrano 7/5/2007  
Shannon Serrano Date

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<b>FEE TRANSMITTAL for FY 2006</b> <small>Patent fees are subject to annual revision.</small>		<i>Complete if Known</i>	
		Application Number	10/646,958
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Filing Date	August 21, 2003
		First Named Inventor	Carey W. Smith
TOTAL AMOUNT OF PAYMENT		Examiner Name	Cho, Hong Sol
(\$)	0.00	Art Unit	2616
		Attorney Docket No.	42P16159

<b>METHOD OF PAYMENT (check all that apply)</b>	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input checked="" type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>02-2666</u> Deposit Account Name: <u>Blakely, Sokoloff, Taylor &amp; Zafman LLP</u>	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.	<input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

<b>FEE CALCULATION</b>																																																																																																																																			
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Total Claims: 25 Independent Claims: 4 Multiple Dependent: _____	<table border="1"> <tr> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <td>25 - 25 = 0</td> <td>50.00</td> <td>\$0.00</td> </tr> <tr> <td>4 - 4 = 0</td> <td>200.00</td> <td>\$0.00</td> </tr> <tr> <td></td> <td></td> <td></td> </tr> </table>	Extra Claims	Fee from below	Fee Paid	25 - 25 = 0	50.00	\$0.00	4 - 4 = 0	200.00	\$0.00																																																																																																																									
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<b>SUBMITTED BY</b>		<i>Complete (if applicable)</i>	
Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322
Signature		Telephone	(303) 740-1980
		Date	07/05/07

Based on PTO/SB/17 (02-07) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 02/26/2007.  
 SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480

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<b>FEE TRANSMITTAL for FY 2006</b> <small>Patent fees are subject to annual revision.</small>		<b>Complete if Known</b>	
		Application Number	10/646,958
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		Filing Date	August 21, 2003
		First Named Inventor	Carey W. Smith
<b>TOTAL AMOUNT OF PAYMENT</b>		Examiner Name	Cho, Hong Sol
(\$)	0.00	Art Unit	2616
		Attorney Docket No.	42P16159

**METHOD OF PAYMENT (check all that apply)**

☐ Check 
 ☐ Credit card 
 ☐ Money Order 
 ☒ None 
 ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below 
 ☒ Credit any overpayments

☐ Charge fee(s) indicated below, except for the filing fee 
 ☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.

**FEE CALCULATION**

**1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
25	25*	0	\$0.00
4	4*	0	\$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
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SUBTOTAL (1) (\$)

**2. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
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1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
Other fee (specify)				DR-NA-Ess	

SUBTOTAL (2) (\$)

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	Mark L. Watson	Registration No. (Attorney/Agent)	46,322
Signature		Telephone	(303) 740-1980
		Date	07/05/07

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Our Docket No: 42P16159

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Smith

Examiner: Cho, Hong Sol

Art Group: 2616

Application No.: 10/646,958

Filed: August 21, 2003

For: Communication Protocol  
DeterminationAMENDMENTMail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed April 19, 2007, applicant respectfully requests the Examiner to enter the following amendments and to consider the following remarks.

CERTIFICATE OF FACSIMILE TRANSMISSION

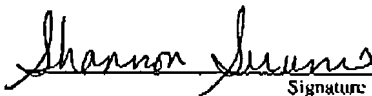
I hereby certify that I am causing the above-referenced correspondence to be transmitted via facsimile to the United States Patent and Trademark Office at (571) 273-8300 on the date indicated below:

July 5, 2007

Date of Deposit

Shannon Serrano

Name of Person Transmitting Correspondence

  
Signature

7/5/07

Date